

A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS
WAS HELD MAY 5, 1998 AT 9:30 A.M. IN THE JOHN BARTON PAYNE BUILDING,
WARRENTON, VIRGINIA

P R E S E N T Mr. David C. Mangum, Chairman; Mr. Larry L. Weeks, Vice
Chairman; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr.
James A. Rankin; Mr. G. Robert Lee, County Administrator; Mr.
Paul S. McCulla, County Attorney

ADOPTION OF THE AGENDA

Mr. Burton moved to adopt the agenda as submitted. Mr. Weeks seconded,
and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W.
Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin
Nays: None
Absent During Vote: None
Abstention: None

CONSENT AGENDA

Mr. Weeks moved to adopt the following Consent Agenda items. Mr. Rankin
seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W.
Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin
Nays: None
Absent During Vote: None
Abstention: None

Approval of the Minutes of the April 21, 1998 Regular Meeting of the Board of
Supervisors

A Resolution to Authorize a Public Hearing on a Proposed Ordinance Amendment to
Article II, Chapter 8 of the Code of Fauquier County to Provide for Triennial Rather
Than Annual Application for Real Estate Tax Relief for the Elderly and Disabled and
Set Certain Application Dates

RESOLUTION

A RESOLUTION TO AUTHORIZE A PUBLIC HEARING ON A PROPOSED
ORDINANCE AMENDMENT TO ARTICLE II CHAPTER 8 OF THE CODE OF
FAUQUIER COUNTY TO PROVIDE FOR TRIENNIAL RATHER THAN ANNUAL
APPLICATION FOR REAL ESTATE TAX RELIEF FOR THE ELDERLY AND DISABLED
AND SET CERTAIN APPLICATION DATES.

WHEREAS, the Board of Supervisors of Fauquier County adopted an
ordinance establishing certain filing requirements for application for real estate tax
relief for the elderly and disabled; and

WHEREAS, Article II, Chapter 8 of the Code of Fauquier County regulates

requirements for the program; and

WHEREAS, the Commissioner of the Revenue has determined that Title 58.1 Sec. 3213(b) of the Code of Virginia provides that a governing body may prescribe a three year cycle of application with an annual certification that no information contained in the preceding application has changed to violate the limitations and conditions thereof; and

WHEREAS, the Board of Supervisors deems this to be a benefit to current program participants by reducing the amount of paperwork required to maintain qualification in the program; now, therefore, be it

RESOLVED by the Board of Supervisors of Fauquier County this 5th day of May 1998, That the County Administrator be, and is hereby, directed to schedule a public hearing to receive citizen comments on a proposed ordinance amending Article II Chapter 8 of the Code of Fauquier County to revise Section 8-4 to provide for triennial rather than annual application for real estate tax relief for the elderly and disabled and set certain application dates.

A Resolution to Authorize the Court Services Unit Director to Submit the Virginia Juvenile Community Crime Control Act Plan on Behalf of Fauquier County

RESOLUTION

A RESOLUTION TO AUTHORIZE THE COURT SERVICES UNIT DIRECTOR
TO SUBMIT THE VIRGINIA JUVENILE COMMUNITY CRIME CONTROL ACT
PLAN ON BEHALF OF FAUQUIER COUNTY

WHEREAS, the Commonwealth of Virginia passed the Virginia Juvenile Community Crime Control Act (VJCCCA) in 1996 to provided funding to localities to expand their non-detention-based juvenile justice services; and

WHEREAS, the Court Services Unit Director, working with the Juvenile and Domestic Relations Court Judge, has prepared an outline of the proposed services to included electronic monitoring, intensive supervision, in-home counseling services, urinalysis, and associated administrative support; and

WHEREAS, the County is required to submit a plan to the State prior to funding being released; and

WHEREAS, no local match is required; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 5th day of May 1998, That the Court Services Unit Director be, and is hereby, authorized to submit the required VJCCCA plan on behalf of Fauquier County once the plan has been endorsed by the Juvenile and Domestic Relations Court Judge and the County Administrator.

FY 1998 and FY 1999 Budget Transfers and Supplemental Appropriations

RESOLUTION

A RESOLUTION TO TRANSFER & APPROPRIATE FUNDS

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the operation of an annual budget for Fauquier County; and

WHEREAS, this annual budget is a plan of how funds received by the County will be used to meet the needs of the citizens of the County; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing a department's total budget; and

WHEREAS, funds needed to increase a department's budget must come from internal adjustments or from an outside source such as State, Federal, grant or other local sources such as the County's Reserve for Contingency; and

WHEREAS, the Sheriff's Office has requested \$9,970.52 from State funding for overtime and asset sharing; and

WHEREAS, Social Services has requested \$18,000 for Day Care Initiative and \$50,000 for ADC/FC Public Assistance Foster Care; and

WHEREAS, the County Technology Department has requested \$10,000 for the upgrade of NCIC/VCIN Terminals for the Commonwealth Attorney and General District Court; and

WHEREAS, Parks and Recreation has requested \$6,615 to support an Account Clerk Position for FY 1999; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 5th day of May 1998, That the sum of \$87,970.52 be transferred or appropriated, and hereby approved as follows; and, be it

RESOLVED FURTHER, That effective July 1, 1998, \$6,615 be transferred or appropriated, and hereby approved as follows:

FROM Source Code Amount	TO Department Code Amount
FY 1998	
State Grant	Sheriff's Office
3-100-331000-0041	4-100-31232-1201
\$9,970.52	\$ 9,970.52
Federal Grant	Social Services
3-100-335000-0010	4-100-53130-5721
\$18,000	\$18,000
Federal and State Grant	Social Services
3-100-335000-0010 \$25,725	4-100-53120-5708
3-100-241000-0050 \$24,275	\$50,000
\$50,000	
Reserve for Contingency	Support Services
4-201-43413-3161	4-302-94110-8207
\$10,000	\$10,000
\$87,970.52	\$87,970.52
FY 1999	

Reserve for Contingency	Parks & Recreation
4-100-91400-9618	4-100-94110-8207
\$6,615	\$6,615
 \$6,615	 \$6,615

A Resolution to Authorize Filling Vacant County Funded Positions

RESOLUTION

A RESOLUTION TO AUTHORIZE FILLING ALL VACANT COUNTY FUNDED POSITIONS

WHEREAS, on October 21, 1997, the Board of Supervisors approved a hiring freeze for all County funded positions, in an effort to create a dollar savings impact on FY98 and FY99 budgets; and

WHEREAS, the Board of Supervisors established a process for filling critical positions by requesting departments to present proper justification and budget implications to the Personnel Committee and the Finance Committee prior to approval of the Board of Supervisors; and

WHEREAS, the County Administrator, or designee, has reviewed the vacant positions and made the appropriate recommendations; and

WHEREAS, the established process was followed with favorable recommendations from both committees for the listed positions:

Extension Agent, 4-H - VA Cooperative Extension Office
Office Associate I - Parks & Recreation
Program Assistant - Social Services
Physician's Assistant - Sheriff's Office
B-Shop Mechanic - Support Services
Deputy Clerk I - Clerk of the Circuit Court
Reference Librarian (PTP) - Library
Deputy Treasurer II - Treasurer's Office
Firefighter/Paramedic - Office of Emergency Services

now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 5th day of May 1998, That these vacancies are approved for filling; and, be it

RESOLVED FURTHER, That the effective date of this approval be May 5, 1998.

A Resolution to Award Contract for the Site Development Portion of the T-Hangar Construction Project at the Warrenton-Fauquier Airport

RESOLUTION

A RESOLUTION TO AWARD CONTRACT FOR THE SITE DEVELOPMENT PORTION OF THE T-HANGAR CONSTRUCTION PROJECT AT THE WARRENTON-FAUQUIER AIRPORT

WHEREAS, an Invitation for Bid for the site development portion of the T-

Hangar construction project at the Warrenton-Fauquier Airport was prepared by the County's Airport consultant, Campbell & Paris Engineers, and appropriately issued; and

WHEREAS, Fauquier County accepted sealed proposals from prospective developers for the site development project in accordance with the Contract Documents and Technical Specifications T-Hangar Site Development manual dated 20 March 1998; and

WHEREAS, Campbell & Paris Engineers tabulated the bids and recommended to the Fauquier County Airport Committee that the contract for site development be awarded to S. W. Rodgers, Inc.; and

WHEREAS, the Fauquier County Airport Committee, having been informed of all aspects of the evaluation process and the submitted bids and based on the recommendation of Campbell & Paris Engineers, does hereby recommend to the Board of Supervisors that S. W. Rodgers, Inc. be selected as the successful offeror; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 5th day of May 1998, That the contract for site development at the Warrenton-Fauquier Airport be, and is hereby, awarded to S. W. Rodgers, Inc.

A PROCLAMATION TO DECLARE MAY, 1998 AS MENTAL HEALTH MONTH IN FAUQUIER COUNTY

Mr. Rankin moved to adopt the following proclamation. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

PROCLAMATION

A PROCLAMATION TO DECLARE MAY 1998
AS MENTAL HEALTH MONTH IN FAUQUIER COUNTY

WHEREAS, mental illness will strike one in four Americans in a given year without regard to age, gender, race, ethnicity, religion or economic status; and

WHEREAS, one in five children suffer from a diagnosable mental, emotional or behavioral disorder and one in ten have a serious disorder which, if left untreated, can lead to school failure, substance abuse and even suicide; and

WHEREAS, all mental disorders collectively make mental illness the most prevalent health problem in America today—more common than cancer, and lung and heart disease combined; and

WHEREAS, mental illnesses are treatable and a majority of people who seek professional help are successfully treated; and

WHEREAS, most health insurance plans impose discriminatory restrictions and limits on mental health care and as a result many Americans spend thousands of dollars for out-of-pocket health care expenses or go without treatment; and

WHEREAS, treatment efficacy for mental disorders is favorable when compared to treatment for common physical ailments; and

WHEREAS, parity in insurance coverage between mental and physical health care will only add minimal costs to insurance premiums and may lead to decreases in total health care costs; and

WHEREAS, the National Mental Health Association and its partners celebrate National Mental Health Month each year in May to raise awareness of mental health, mental illnesses and insurance discrimination against people with mental illnesses; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 5th day of May 1998, That May, 1998 be, and is hereby, declared Mental Health Month in Fauquier County, Virginia to increase understanding of mental illnesses and the need for appropriate and equitable services for all people with mental illnesses.

A RESOLUTION TO AUTHORIZE THE CHAIRMAN TO SIGN A PROCLAMATION WITH THE TOWN OF WARRENTON TO DECLARE JUNE 19-24, 1998 AS BIKE VIRGINIA WEEK IN THE TOWN OF WARRENTON AND FAUQUIER COUNTY

Mr. Green moved to adopt the following resolution. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO AUTHORIZE THE CHAIRMAN TO SIGN A PROCLAMATION WITH THE TOWN OF WARRENTON TO DECLARE JUNE 19-24, 1998 AS BIKE VIRGINIA WEEK IN THE TOWN OF WARRENTON AND FAUQUIER COUNTY

WHEREAS, Bike Virginia 1998 traces the Northern Shenandoah Valley Campaign, with its start and finish in Warrenton-Fauquier, and will take place June 19-24, 1998; and

WHEREAS, the Town of Warrenton and Fauquier County have been selected to jointly host Bike Virginia 1998; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 5th day of May 1998, That the Chairman be, and is hereby, authorized to sign a proclamation with the Town of Warrenton to declare June 19-24, 1998 as Bike Virginia Week in the Town of Warrenton and Fauquier County.

A PROCLAMATION TO DECLARE MAY 10-15, 1998 AS NATIONAL PEACE OFFICERS WEEK IN FAUQUIER COUNTY

Mr. Weeks moved to adopt the following proclamation. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None
Abstention: None

PROCLAMATION

A PROCLAMATION TO DECLARE THE WEEK OF MAY 10-15, 1998
AS NATIONAL PEACE OFFICERS WEEK IN FAUQUIER COUNTY

WHEREAS, the law enforcement and corrections officers of America have worked with devotion, dedication and selflessness on behalf of the people of this Nation, regardless of the peril or hazard to themselves; and

WHEREAS, these officers have safeguarded the lives and property of their fellow Americans; and

WHEREAS, by the enforcement of our laws these same officers have given our communities freedom from violence and civil disorder that is presently affecting other nations; and

WHEREAS, these men and women by their patriotic service and their dedicated efforts have earned the gratitude of the citizens of Fauquier County; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 5th day of May 1998, That May 10-15, 1998 be, and is hereby, declared National Peace Officers Week in Fauquier County in recognition of the service given by the men and women who, night and day, stand guard in our community; and, be it

PROCLAIMED FURTHER That May 15, 1998 be, and is hereby, declared Peace Officers Memorial Day in honor of the Federal, State, County and Municipal officers who have been killed or disabled in the line of duty; and, be it

PROCLAIMED FURTHER That special honor be given to two of Fauquier County's own, who died in the line of duty serving our community, Sergeant Charles "Chuck" Murray and Deputy John Henry Walter, whose names appear on the National Memorial in Washington D.C.; and, be it

PROCLAIMED FINALLY That the Fauquier County Board of Supervisors hereby gives observance and support to appropriate ceremonies and activities in observance of National Peace Officers Week in Fauquier County.

SPECIAL EXCEPTION - A.W. AND WILLIAM C. PATTON, OWNERS, AND
REBOUND PROGRAMS, LLC, APPLICANT

A public hearing was held at the April 21, 1998 meeting to consider a request for special exception approval from A.W. and William C. Patton, Owners, and Rebound Programs, LLC, Applicant, under Section 3-311, Public and Quasi-Public Uses, of the County Zoning Ordinance to allow for the operation of a Juvenile Direct Challenge Program (boot camp). The Applicant also requested an alternative wastewater disposal system under Section 3-320, Public Utilities, of the Zoning Ordinance. The property is located on Midland Road (Route 610) south of its intersection with Ebenezer Church Road (Route 648), near Blackwelltown, PIN #7819-66-3353-000, Cedar Run District. Mr. Burton moved to adopt the following resolution to deny the special exception request. Mr. Weeks seconded, and the vote for the motion was 4 to 1 as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James A. Rankin
Nays: Mr. James R. Green, Jr.
Absent During Vote: None
Abstention: None

RESOLUTION

A RESOLUTION OF DENIAL FOR SPECIAL EXCEPTION
REQUEST #SE98-CR-02
CAMP REBOUND

WHEREAS, the owners, A.W. and William C. Patton, and the applicant, Rebound Programs, L.L.C., are requesting a special exception to allow the operation of a Juvenile Direct Challenge Program (boot camp) and an alternative wastewater system to serve the proposed facility pursuant to Sections 3-311 and 3-320.7 of the Fauquier County Zoning Ordinance; and

WHEREAS, the Fauquier County Planning Commission held a public hearing February 26, 1998 on this special exception request and recommended denial; and

WHEREAS, the Board of Supervisors of Fauquier County conducted a site visit, held the public hearing as required by law and has considered information provided by the Applicant and citizens; and

WHEREAS, the Board of Supervisors, by the adoption of this resolution, finds that the Applicant has failed to present documentary evidence proving compliance with the General Standards for special exception as set forth in Article 5 of the Zoning Ordinance; and

WHEREAS, the Board Supervisors by the adoption of this resolution finds that the General Standards of Article 5-006 of said Zoning Ordinance have not been met in this application; and

WHEREAS, the Board Supervisors finds that the Applicant has other reasonable uses available to the property; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 5th day of May 1998, That Special Exception #SE98-CR-02, Camp Rebound (PIN 7819-66-3353-000) be, and is hereby, denied.

A RESOLUTION TO REVISE THE PROCESS FOR THE REVIEW AND APPROVAL OF
ALL COUNTY FUNDED POSITION VACANCIES

Mr. Rankin moved to adopt the following resolution. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin
Nays: None
Absent During Vote: None
Abstention: None

RESOLUTION

A RESOLUTION TO REVISE THE PROCESS FOR THE REVIEW AND
APPROVAL OF ALL COUNTY FUNDED POSITION VACANCIES

WHEREAS, on October 21, 1997, the Board of Supervisors approved a hiring freeze for all County funded positions, in an effort to create a dollar savings impact on FY98 and FY99 budgets; and

WHEREAS, the Board of Supervisors established a process for filling critical positions by requesting departments to present proper justification and budget implications to the Personnel Committee and the Finance Committee prior to approval of the Board of Supervisors; and

WHEREAS, to expedite this vital process, and to proactively review vacancies, applications shall no longer be made to the Personnel and Finance Committees; and

WHEREAS, any department seeking to fill a vacant position shall make application presenting proper justification and budget implications to, and receive favorable recommendation of, the Personnel Department and the Budget Division; and

WHEREAS, the County Administrator, or his designee, will review the comments of the Personnel Department and Budget Division, and will make the appropriate recommendations regarding the criticality of the position; and

WHEREAS, with the County Administrator's, or his designee's, approval the position will begin the proper advertising process; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 5th day of May 1998, That the Board of Supervisors does hereby revise the hiring process for all positions that are funded in whole or in part by local revenues; and, be it

RESOLVED FURTHER, That the County Administrator be, and is hereby, directed to authorize the filling of all County funded vacancies based on the criticality of the position, the impact of leaving it open and the impact of its elimination; and, be it

RESOLVED FURTHER, That the Board of Supervisors will continue to receive notice of all vacant County positions approved for filling through formal resolutions; and, be it

RESOLVED FINALLY, That the effective date of this approval be May 1, 1998.

APPOINTMENTS

Mr. Mangum moved to appoint Ken Duckworth to the Affordable Housing Committee to fill an unexpired term to December 31, 1999. Mr. Week seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

Mr. Weeks moved to appoint Michael Strojni to the Affordable Housing Committee to fill an unexpired term to December 31, 1999. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W.
Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin
Nays: None
Absent During Vote: None
Abstention: None

Mr. Weeks moved to reappoint Dodie Driscoll and Mark Riley to the Disability Services Board for a three-year term to expire April 9, 2001. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W.
Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin
Nays: None
Absent During Vote: None
Abstention: None

Mr. Mangum moved to reappoint himself to the Water and Sanitation Authority for a four-year term to expire April 9, 2002. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W.
Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin
Nays: None
Absent During Vote: None
Abstention: None

Mr. Weeks moved to reappoint Barbara Severin to the Library Board for a four-year term to expire June 30, 2001. Mr. Green seconded, and the vote for the motion was 3 to 2 as follows:

Ayes: Mr. Larry L. Weeks; Mr. James R. Green, Jr.; Mr. James A.
Rankin
Nays: Mr. David C. Mangum; Mr. Wilbur W. Burton
Absent During Vote: None
Abstention: None

SUPERVISORS TIME

Mr. Burton asked the County Administrator to write a letter to Norfolk-Southern Railroad requesting that the trains not block driveways along the tracks. Mr. Burton had received a letter from Iva Groves regarding this matter.

Mr. Green asked that a work session be scheduled at the Board's May 19, 1998 meeting to discuss the proposed boundary adjustment with Warren County.

Mr. Rankin informed the Board members that he had received a letter of support from Jay Katzen for the Community Development Block Grant for the Botha property.

Mr. Rankin asked that a work session be scheduled at the Board's May 19, 1998 meeting to discuss recommendations regarding the sick leave pay out policy.

ANNOUNCEMENTS

Mr. Lee announced that Board members would be leaving the County building at 10:00 a.m. on Friday, May 8, 1998 to attend the Civil War Trails Dedication.

With no further business, the meeting was adjourned.